BILL NO. 62

Government Bill

1st Session, 60th General Assembly
Nova Scotia
55 Elizabeth II, 2006

An Act to Amend Chapter 14 of the Acts of 1993, the Tobacco Access Act

CHAPTER 47
ACTS OF 2006

AS ASSENTED TO BY THE LIEUTENANT GOVERNOR
NOVEMBER 23, 2006

The Honourable Barry Barnet
Minister of Health Promotion and Protection

Halifax, Nova Scotia
Printed by Authority of the Speaker of the House of Assembly

An Act to Amend Chapter 14 of the Acts of 1993, the Tobacco Access Act

Be it enacted by the Governor and Assembly as follows:

1 Section 5 of Chapter 14 of the Acts of 1993, the *Tobacco Access Act*, as amended by Chapter 12 of the Acts of 1999, is further amended by adding immediately after subsection (2) the following subsection:

(2A) No vendor or employee of a vendor that displays tobacco or tobacco products in an establishment shall permit any person under the age of nineteen years to enter or be in that establishment.

2 Subsection 9(2) of Chapter 14 is repealed and the following subsection substituted:

(2) No person shall display or permit the display of any sign or material promoting or advertising the sale of or otherwise respecting tobacco or tobacco products except as prescribed by the regulations.

3 Section 9A of Chapter 14 is repealed and the following Sections substituted:

9A All packaging containing tobacco or tobacco products must comply with such conditions as may be prescribed by the regulations, including the content and form of information to be displayed on it.

9AA (1) No vendor or employee of a vendor shall display or permit the display of tobacco or tobacco products except as prescribed by the regulations.

(2) No vendor or employee of a vendor shall store tobacco or tobacco products except as prescribed by the regulations.

4 Section 9B of Chapter 14, as enacted by Chapter 12 of the Acts of 1999, is amended by

(a) striking out "or" at the end of clause (a);

(b) striking out the period at the end of clause (b) and substituting "; or**"; and**

(c) adding immediately after clause (b) the following clause:

(c) an establishment designated by the regulations.

5 Section 12A of Chapter 14, as enacted by Chapter 12 of the Acts of 1999, is amended by

(a) adding "vendor who contravenes or whose employee contravenes Section 9AA, every**" immediately after "Every" in the first line; and**

(b) adding "and every establishment designated in the regulations that sells tobacco or tobacco products or whose employee sells tobacco or tobacco products in that establishment" **immediately after "9B" in the fourth line.**

6 (1) Subsection 13(1) of Chapter 14 is amended by adding immediately after clause (a) the following clause:

(aa) designating establishments for the purpose of Section 9B;

(2) Section 13 of Chapter 14 is further amended by adding immediately after subsection (1) the following subsection:

(1A) A regulation may apply to all vendors or to a class of vendors and there may be different regulations for different classes of vendors.

7 This Act has effect on and after March 31, 2007, upon the Governor in Council so ordering and declaring by proclamation.